

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F039128 People v. Brown

The judgment of conviction in counts II and III (violation of sec 417(b)) is reversed and the matter is remanded to the superior court to enter a judgment of conviction in counts II and III of a violation of sec 417(a)(2), a misdemeanor, and to resentence on those counts. In all other respects, the judgment is affirmed. Cornell, J.

We concur: Harris, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F039094 People v. Rios

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F038931 Ingle v. Marquez

The Order denying appellant's "Motion Based Upon Affidavit of Attorney Fault for Relief from January 18, 2001 failure to Attach Answer to Motion and Denial of Motion for Relief Upon Such Failure" is affirmed. Ardaiz, P.J.

We concur: Vartabedian, J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F039890 People v. Ortega

Appellant's petition for rehearing filed herein is denied.

F039094 People v. Rios

F039613 People v. Rios

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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F037661

Musaelian v. Farnan

The appeal is hereby dismissed. Dibiaso, Acting P.J.

We concur: Wiseman, J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]